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Minneapolis, Minnesota
55402-2215 USA
TEL 612.332.5300
FAX 612.332.9081
www.merchant-
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TO: Commissioner for Patents
Attn: Examiner Matthew F. DeSanto
P.O. Box 1450
Alexandria, VA 22313-1450

FROM: Katherine M. DeVries Smith

OUR REF: 14485.145US01
TELEPHONE: 612.336.4710

Total pages, including cover letter: 8

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Title of Document Transmitted:

Response Under 37 C.F.R. §1.116

Applicant: Bynum

Serial No.: 10/086,993

Filed: February 28, 2002

Group Art Unit: 3763

Our Ref. No.: 14485.145US01

Confirmation No. 6334

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RESPONSE UNDER 37 C.F.R. 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 3763

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PATENT

S/N 10/086,993

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|-------------|-----------------------------------|-----------------|---------------|-------------|
| Applicant: | BYNUM | Examiner: | M. DESANTO | JUL 08 2004 |
| Serial No.: | 10/086,993 | Group Art Unit: | 3763 | |
| Filed: | FEBRUARY 28, 2002 | Docket No.: | 14485.145US01 | |
| Title: | CHILD SAFETY CAP FOR SYRINGE PUMP | | | |

CERTIFICATE UNDER 37 C.F.R. 1.6(d):

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RESPONSE UNDER 37 C.F.R. § 1.116

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This response addresses the Office Action mailed April 22, 2004. Claims 1-44 are pending and claims 1-13 were elected in this case. Claims 1-13 were rejected under 35 U.S.C. § 102(b) claims 1-11 and 12 were rejected under 35 U.S.C. § 102(b) and 102(e) as being anticipated by U.S. Patent No. 4,365,626 to House, U.S. Patent No. 3,344,787 to Maclean and U.S. Patent No. 6,394,983 to Mayoral. Applicants respectfully traverse these rejections. As discussed in detail below, none of these three references teaches or describes the claimed features.